

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

City of Detroit, Michigan,
Debtor.

Bankruptcy Case No. 13-53846

Honorable Thomas J. Tucker

Chapter 9

**SUPPLEMENT TO CITY OF DETROIT’S *EX PARTE* MOTION FOR AN
ORDER SHORTENING NOTICE AND SCHEDULING AN EXPEDITED
HEARING ON THE MOTION FOR APPOINTMENT OF FACILITATOR
TO ASSIST THE PARTIES IN IMPLEMENTING VEBA FOR
INDIVIDUALS RETIRING FROM THE CITY
OF DETROIT AFTER 1/1/2015**

The City of Detroit (“City”) files this Supplement to its *Ex Parte* Motion [Doc. No. 11200] with respect to the City’s Motion For Appointment of Facilitator to Assist the Parties in Implementing VEBA For Individuals Retiring From the City Of Detroit After 1/1/2015 [Doc. No. 11198] (“Motion”). In support of this Supplement, the City respectfully states as follows:

1. As more fully set forth in the Motion, the parties have an urgent problem – City employees have been retiring since January 1, 2015, but the New VEBA is not set up. The City has set aside the funding, but because the relationship between the City and Union has broken down, the parties have been unable to move forward.

2. The parties have been unable to agree on a facilitator. Consequently, the City requests that the Court schedule a prompt hearing on the Motion.

WHEREFORE, the City respectfully requests that the Court enter an order, substantially in the form attached hereto as Exhibit 1, granting the relief requested herein and granting such further relief as the Court deems appropriate.

Dated: June 9, 2016

MILLER, CANFIELD, PADDOCK AND
STONE, P.L.C.

By: /s/ Marc N. Swanson
Jonathan S. Green (P33140)
Marc N. Swanson (P71149)
150 West Jefferson, Suite 2500
Detroit, Michigan 48226
Telephone: (313) 496-7591
Facsimile: (313) 496-8451
swansonm@millercanfield.com

- and -

CITY OF DETROIT LAW DEPARTMENT

Charles N. Raimi (P29746)
2 Woodward Avenue, Suite 500
Detroit, Michigan 48226
Phone: (313) 237-0470
Email: raimic@detroitmi.gov

Attorneys for the City of Detroit

EXHIBIT 1

Proposed Order

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
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In re:

City of Detroit, Michigan,
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**ORDER GRANTING CITY OF DETROIT'S *EX PARTE* MOTION FOR AN
ORDER SHORTENING NOTICE AND
SCHEDULING AN EXPEDITED HEARING**

This matter coming before the Court on City of Detroit's *Ex Parte* Motion for an Order Shortening Notice and Scheduling an Expedited Hearing with Respect to the Motion for Appointment of Facilitator to Assist the Parties in Implementing a New VEBA for Certain Individuals Retiring From the City of Detroit After 1/1/2015 (Doc. No. 11198). The Court having reviewed the *Ex Parte* Motion and having found that notice of the *Ex Parte* Motion was sufficient under the circumstances; having determined after due deliberation that the relief requested in the *Ex Parte* Motion is in the best interests of the Debtor and its creditors; and good and sufficient cause having been shown;

IT IS HEREBY ORDERED THAT:

1. The *Ex Parte* Motion is GRANTED.
2. A hearing with respect to the Motion for Appointment of Facilitator to Assist the Parties in Implementing a New VEBA for Certain Individuals Retiring

From the City of Detroit After 1/1/2015 (Doc. No. 11198) (“Motion”) shall be held on June_____, 2016, at ____ :____ ____ .m.

3. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

4. This Court shall retain jurisdiction over any and all matters arising from the interpretation or implementation of this Order.

EXHIBIT 2 – CERTIFICATE OF SERVICE

**UNITED STATES BANKRUPTCY COURT
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 9, 2016, he caused a copy of the foregoing **SUPPLEMENT TO CITY OF DETROIT'S *EX PARTE* MOTION FOR AN ORDER SHORTENING NOTICE AND SCHEDULING AN EXPEDITED HEARING ON THE MOTION FOR APPOINTMENT OF FACILITATOR TO ASSIST THE PARTIES IN IMPLEMENTING VEBA FOR INDIVIDUALS RETIRING FROM THE CITY OF DETROIT AFTER 1/1/2015** to be served upon counsel to AFSCME via electronic mail and Federal Express overnight delivery (next business day) as follows:

Richard G. Mack, Jr.
MILLER COHEN PLC
600 West Lafayette Boulevard
4th Floor
Detroit, MI 48226
richardmack@millercohen.com

Dated: June 9, 2016

By: /s/ Marc N. Swanson
Marc N. Swanson (P71149)
150 West Jefferson, Suite 2500
Detroit, Michigan 48226
Telephone: (313) 496-7591
Facsimile: (313) 496-8451
swansonm@millercanfield.com